

MESSAGE NO: 3069113

MESSAGE DATE: 03/10/1993

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: FIN-Final Determination PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-462-304, A-463-404

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 09/30/1992 TO

Notice of Lifting of Suspension Date: 09/30/1992

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: FINAL DETERMINATIONS IN THE ANTIDUMPING DUTY INVESTIGATIONS OF  
FERROSILICON FROM KAZAKHSTAN AND UKRAINE

MESSAGE NO: 3069113

DATE: 03 10 1993

CATEGORY: ADA

TYPE: FIN

REFERENCE:

REFERENCE DATE:

CASES: A - 463 - 404

A - 462 - 304

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PERIOD COVERED:

TO

LIQ SUSPENSION DATE: 09 30 1992

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS  
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: FINAL DETERMINATIONS IN THE ANTIDUMPING DUTY  
INVESTIGATIONS OF FERROSILICON FROM KAZAKHSTAN AND UKRAINE

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL REGISTER  
ON MARCH 9, 1993, NOTICE OF ITS FINAL DETERMINATIONS THAT  
FERROSILICON FROM KAZAKHSTAN AND UKRAINE IS BEING SOLD IN THE  
UNITED STATES AT LESS THAN FAIR VALUE.

2. THE MERCHANDISE SUBJECT TO THESE INVESTIGATIONS IS  
FERROSILICON, A FERROALLOY GENERALLY CONTAINING, BY WEIGHT, NOT  
LESS THAN FOUR PERCENT IRON, MORE THAN EIGHT PERCENT BUT NOT MORE  
THAN 96 PERCENT SILICON, NOT MORE THAN 10 PERCENT CHROMIUM, NOT

MORE THAN 30 PERCENT MANGANESE, NOT MORE THAN THREE PERCENT PHOSPHOROUS, LESS THAN 2.75 PERCENT MAGNESIUM, AND NOT MORE THAN 10 PERCENT CALCIUM OR ANY OTHER ELEMENT.

CALCIUM SILICON, FERROCALCIUM SILICON, AND MAGNESIUM FERROSILICON ARE SPECIFICALLY EXCLUDED FROM THE SCOPE OF THESE INVESTIGATIONS. CALCIUM SILICON IS AN ALLOY CONTAINING, BY WEIGHT, NOT MORE THAN FIVE PERCENT IRON, 60 TO 65 PERCENT SILICON AND 28 TO 32 PERCENT CALCIUM. FERROCALCIUM SILICON IS A FERROALLOY CONTAINING BY WEIGHT NOT LESS THAN FOUR PERCENT IRON, 60 TO 65 PERCENT SILICON, AND MORE THAN 10 CALCIUM. MAGNESIUM FERROSILICON IS A FERROALLOY CONTAINING, BY WEIGHT, NOT LESS THAN FOUR PERCENT IRON, NOT MORE THAN 55 PERCENT SILICON, AND NOT LESS THAN 2.75 PERCENT MAGNESIUM.

FERROSILICON IS CLASSIFIABLE UNDER THE FOLLOWING SUBHEADINGS OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS):

7202.21.1000, 7202.21.5000, 7202.21.7500, 7202.21.9000, 7202.29.0010, AND 7202.29.0050. THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES. OUR WRITTEN DESCRIPTION OF THE SCOPE OF THESE INVESTIGATIONS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING COMMERCE INVESTIGATION NUMBERS: A-834-804, (KAZAKHSTAN); AND A-823-804 (UKRAINE).

4. FOR CUSTOMS REPORTING PURPOSES ONLY, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING NUMBERS: A-463-404 (KAZAKHSTAN); AND A-462-304 (UKRAINE).

5. THE DEPARTMENT HAS DETERMINED THAT CRITICAL CIRCUMSTANCES EXIST WITH RESPECT TO EXPORTS OF FERROSILICON MADE BY ALL EXPORTERS FROM KAZAKHSTAN AND UKRAINE. THEREFORE, FOR ALL EXPORTS OF FERROSILICON FROM KAZAKHSTAN AND UKRAINE. CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION, FOR CONSUMPTION ON OR AFTER SEPTEMBER 30, 1992, A DATE 90 DAYS PRIOR TO PUBLICATION OF THE PRELIMINARY DETERMINATION IN THE FEDERAL REGISTERS, AND SHALL REQUIRE A CASH DEPOSIT OR POSTING OF A BOND EQUAL TO THE APPROPRIATE ESTIMATED FINAL MARGIN PERCENTAGE LISTED BELOW.

| MANUFACTURER/PRODUCER/<br>EXPORTER | IDENTIFICATION<br>NUMBER | WEIGHTED-AVERAGE<br>MARGIN PERCENTGAGE |
|------------------------------------|--------------------------|--|
|------------------------------------|--------------------------|--|

KAZAKHSTAN

|               |               |         |
|---------------|---------------|---------|
| ALL EXPORTERS | A-463-404-000 | 104.18% |
|---------------|---------------|---------|

UKRAINE

|               |               |         |
|---------------|---------------|---------|
| ALL EXPORTERS | A-462-304-000 | 104.18% |
|---------------|---------------|---------|

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, THEY SHOULD BE REFERRED TO THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH, CUSTOMS HEADQUARTERS, BY E-MAIL ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JAMES TERPSTRA OF THE OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, TELEPHONE (202) 482-3965.

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party